IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 3015 of 2005

Between:

Smt. Gundu Guravamma, W/o. Guravaiah,
Rainigudem Vill, Garidepalli Mandal, Nalgonda District.

... PETITIONER

AND

1 The Govt of Andhra Pradesh, rep. by its Secretary for Panchayat Raj, Secretariat, Hyd.
2 The District Collector Nalgonda, Nalgonda District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ, order or direction, more particularly one in the nature of writ of Mandamus declaring the action of the respondents in is illegal, arbitrary and unconstitutional and consequently direct the respondents to set a side order No. 381/03-A (pan) dt. 15.12.2004 passed by the 2nd respondent herein in is arbitrary, illegal and against the principles of natural justice.

Counsel for the Petitioner: MR.V.BRAHMAIAH CHOWDARY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following:

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ORDER:

The petitioner is the elected Sarpanch of Rainigudem Grampanchayat, Garidepalli Mandal, Nalgonda District. This writ petition is filed aggrieved by the order passed by the second respondent-District Collector, dated 15-12-2004 placing the petitioner under suspension for a period of three months under Section 249(6) of the A.P. Panchayat Raj Act, 1994.

Admittedly, against the said order, an alternative remedy is available under the statute, by way of revision, under Section 264 of the Act and the petitioner has already preferred such a revision before the first respondent.

Since, the revision petition is pending before the competent authority, without expressing any opinion on merits, the writ petition is disposed of with a direction to the first respondent to dispose of the revision petition pending on his file, as expeditiously as possible, preferably within a period of three weeks from the date of receipt of a copy of this order, after with due notice to the petitioner.

The writ petition is accordingly disposed of. No order as to costs.

G. ROHINI, J

Dated: 21-02-2005

NOTE: Furnish C.C. by tomorrow

B/o.

LSK

ASSISTANT REGISTRAR

To

1 The Secretary, Panchayat Raj, Secretariat, Hyd.
2 The District Collector Nalgonda, Nalgonda District.

3 Two C.Cs. to the Government Pleader for Panchayat Raj and Rural Development, High Court Buildings, Hyderabad. (O.U.T.)

4 Two C.D. copies.